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Fax Operator:

Please deliver the following page(s) to:

Page 1

Name: Examiner Nathan W. Ha
Firm: U.S. Patent and Trademark Office
From: Themi Anagnos
Date: November 25, 2004
Client No.: 00100.02.0038

Fax No.: 703-872-9306
Confirmation No.: 4595
Sender's Ext.:
Total Pages: 12
Time Received by Fax Dept.:

Special instructions to receiving operator:
Please deliver immediately to EXAMINER HA

Message: Please see attached Preliminary Amendment and Request for Continued Examination and related papers.

Re: Serial No. 10/064,856; "Integrated Circuit Having Memory Disposed Thereon and Method Of Making Thereof"; Applicant: John Bruno; Filed: 8/23/02; Art Group: 2814

CHICAGO/#1307966.1

PTO/SB/17 (01-03)

Approved for use through 04/30/2003. OMB 0651-0032
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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FEE TRANSMITTAL
for FY 2003

Effective 01/01/2003. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT** (\$) 1,204.00**Complete if Known**

| | |
|----------------------|---------------|
| Application Number | 10/064,856 |
| Filing Date | 8/23/02 |
| First Named Inventor | John Bruno |
| Examiner Name | Nathan W. Ha |
| Art Unit | 2814 |
| Attorney Docket No. | 00100.02.0038 |

METHOD OF PAYMENT (check all that apply)☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None☒ Deposit Account:Deposit Account Number
50-0441

Deposit Account Name

The Commissioner is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments
☐ Charge any additional fee(s) during the pendency of this application.
☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.
FEE CALCULATION**1. BASIC FILING FEE**

| Large Entity Fee Code (\$) | Small Entity Fee Code (\$) | Fee Description | Fee Paid |
|----------------------------|----------------------------|------------------------|------------------|
| 1001 750 | 2001 375 | Utility filing fee | |
| 1002 330 | 2002 165 | Design filing fee | |
| 1003 520 | 2003 260 | Plant filing fee | |
| 1004 750 | 2004 375 | Reissue filing fee | |
| 1005 160 | 2005 80 | Provisional filing fee | |
| SUBTOTAL (1) | | | (\$ 0.00) |

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims 26 -20** = 2 x 18 = 36.00
 Independent Claims 4 -3** = 1 x 88 = 88.00
 Multiple Dependent

| Large Entity | | Small Entity | | Fee Description |
|--------------|----------|--------------|----------|--|
| Fee Code | Fee (\$) | Fee Code | Fee (\$) | |
| 1202 | 18 | 2202 | 9 | Claims in excess of 20 |
| 1201 | 84 | 2201 | 42 | Independent claims in excess of 3 |
| 1203 | 280 | 2203 | 140 | Multiple dependent claim, if not paid |
| 1204 | 84 | 2204 | 42 | ** Reissue Independent claims over original patent |
| 1205 | 18 | 2205 | 9 | ** Reissue claims in excess of 20 and over original patent |

*or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

| Large Entity Fee Code (\$) | Small Entity Fee Code (\$) | Fee Description | Fee Paid |
|----------------------------|----------------------------|--|----------|
| 1051 130 | 2051 65 | Surcharge - late filing fee or oath | |
| 1052 50 | 2052 25 | Surcharge - late provisional filing fee or cover sheet | |
| 1053 130 | 1053 130 | Non-English specification | |
| 1812 2,520 | 1812 2,520 | For filing a request for <i>ex parte</i> reexamination | |
| 1804 920* | 1804 920* | Requesting publication of SIR prior to Examiner action | |
| 1805 1,840* | 1805 1,840* | Requesting publication of SIR after Examiner action | |
| 1251 110 | 2251 55 | Extension for reply within first month | 10 |
| 1252 410 | 2252 205 | Extension for reply within second month | |
| 1253 930 | 2253 465 | Extension for reply within third month | |
| 1254 1,450 | 2254 725 | Extension for reply within fourth month | |
| 1255 1,970 | 2255 985 | Extension for reply within fifth month | |
| 1401 320 | 2401 160 | Notice of Appeal | |
| 1402 320 | 2402 160 | Filing a brief in support of an appeal | |
| 1403 280 | 2403 140 | Request for oral hearing | |
| 1451 1,510 | 1451 1,510 | Petition to institute a public use proceeding | |
| 1452 110 | 2452 55 | Petition to revive - unavoidable | |
| 1453 1,300 | 2453 650 | Petition to revive - unintentional | |
| 1501 1,300 | 2501 650 | Utility issue fee (or reissue) | |
| 1502 470 | 2502 235 | Design issue fee | |
| 1503 630 | 2503 315 | Plant issue fee | |
| 1460 130 | 1460 130 | Petitions to the Commissioner | |
| 1807 50 | 1807 50 | Processing fee under 37 CFR 1.17(q) | |
| 1806 180 | 1806 180 | Submission of Information Disclosure Stmt | |
| 8021 40 | 8021 40 | Recording each patent assignment per property (times number of properties) | |
| 1809 750 | 2809 375 | Filing a submission after final rejection (37 CFR 1.129(a)) | |
| 1810 750 | 2810 375 | For each additional invention to be examined (37 CFR 1.129(b)) | |
| 1801 750 | 2801 375 | Request for Continued Examination (RCE) | 790 |
| 1802 900 | 1802 900 | Request for expedited examination of a design application | |

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) 1,200.00**SUBMITTED BY**

| | | | | | |
|-------------------|------------------------|-----------------------------------|----------|-----------|--------------|
| Name (Print/Type) | Therese Anagnos | Registration No. (Attorney/Agent) | 47,388 | Telephone | 312-609-7970 |
| Signature | <i>Therese Anagnos</i> | Date | 11/26/04 | | |

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1308021

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PTO/SB/21 (08-03)

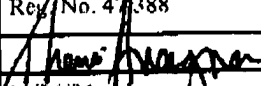
Approved for use through 07/31/2006. OMB 0851-0031

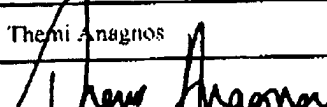
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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| | | |
|---|------------------------|---------------|
| TRANSMITTAL FORM (to be used for all correspondence after initial filing) | Application Number | 10:064,856 |
| | Filing Date | 8/23/02 |
| | First Named Inventor | John Bruno |
| | Art Unit | 2814 |
| | Examiner Name | Nathan W. Ha |
| | Attorney Docket Number | 00100.02,0038 |
| Total Number of Pages in This Submission | | |

| ENCLOSURES (Check all that apply) | | |
|---|--|--|
| <input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input checked="" type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input checked="" type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ | <input type="checkbox"/> After Allowance communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below): |
| Remarks | | |

| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT | |
|--|---|
| Firm or Individual name | Themi Anagnos Reg. No. 47388 |
| Signature |  |
| Date | 11/26/04 |

| CERTIFICATE OF TRANSMISSION/MAILING | |
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| Signature |  |
| Date | 11/26/04 |

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: John Bruno
Serial No.: 10/064,856
Filing Date: August 23, 2002
Confirmation No.: 4595

Examiner: Nathan W. Ha
Art Unit: 2814
Our File No.: 00100.02.0038
Docket No.: 00100.02.0038

**Title: INTEGRATED CIRCUIT HAVING MEMORY DISPOSED THEREON AND
METHOD OF MAKING THEREOF**

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11/26/04
Date
Ther: Anagnos

PRELIMINARY AMENDMENT AND REQUEST FOR CONTINUED EXAMINATION

Dear Sir:

In response to the Final Office Action mailed June 25, 2004, and the Advisory Action mailed October 26, 2004, Applicant submits the following preliminary amendment and request for continued examination.

Amendments to the Claims begin on page 2 of this paper.

Remarks begin on page 7 of this paper.

CHICAGO/#1307542.2 11/24/04
00100.02.0038
DRAFT